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a Professional Association

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**June 19, 2000**

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**via facsimile: 202-219-3923 and regular mail**

**Federal Election Commission**

**999 E Street, NW**

**Washington, DC 20463**

**Attention: General Counsel**

**Re: MUR 5020**

**Gentlemen:**

I am writing this as Treasurer of the Gormley for Senate Primary Election Committee and in response to your letter of June 5, 2000 and the formal complaint letter from Audrey L. Michael dated May 18, 2000.

I have reviewed the statute and regulation cited by Ms. Michael in her May 18, 2000 letter, and my reading thereof is not the same as Ms. Michael's. Section 2 USC 441(a)(8) states that:

"for purposes of the limitations imposed by this section, all contributions made by a person, either directly or indirectly, on behalf of a particular candidate, including contributions which are in any way earmarked or otherwise directed through an intermediary or conduit to such candidate, shall be treated as contributions from such person to such candidate. The intermediary or conduit shall report the original source and the intended recipient of such contributions to the Commission and to the intended recipient".

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OFFICE OF GENERAL  
COUNSEL  
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Section 110.6(b)(2) of the FEC Regulations states that.

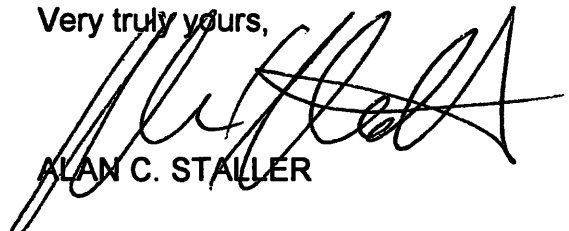
"For purposes of this section, conduit or intermediary means any person who receives and forwards an earmarked contribution to a candidate or candidate's authorized committee...."

Neither of the sections cited above states that, as indicated in Ms. Michael's letter, "no individual may receive a contribution on behalf of a candidate while acting as a representative of a corporation."

In any event, the statute would appear to put the burden of any related reporting on the "intermediary" or "conduit" as opposed to the committee. As Treasurer of the Gormley for Senate Committee, neither I, nor to my knowledge anyone on the committee nor the candidate, has any knowledge regarding the alleged "bundling" or regarding any corporations' compelling of senior executives to provide contributions to the Gormley for Senate campaign. To my knowledge, such monies were properly raised, among other monies, for a candidate who has been supportive of the casino gaming industry in New Jersey. There is no prohibition to my knowledge of employees of corporations making individual contributions to a Federal campaign.

I have no knowledge of any fact or circumstance regarding the contributions that would lead me to believe that the contributions were not made independently or that they were not in full compliance with the Federal Election Statutes and Regulations

Very truly yours,



ALAN C. STALLER